

NOT FOR PUBLICATION

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY
CAMDEN VICINAGE**

IN RE PAULSBORO
DERAILMENT CASES

Master Docket No. 13-784 (RBK/KMW)
(Doc. No. 101)

STACY HAMILTON, et al.

Plaintiffs

Civil No. 13-3724 (RBK/KMW)
(Doc. No. 11)

V.

ORDER

CONSOLIDATED RAIL
CORPORATION, et al.

Defendants.

THIS MATTER having come before the Court on the motion of Consolidated Rail Corporation, Norfolk Southern Railway Company, and CSX Transportation (“Defendants”) to dismiss Counts I and V of the Complaint of Stacy Hamilton, et al. (“Plaintiffs”), and Plaintiffs’ requests for attorney’s fees and medical monitoring and the Court having considered the moving papers and the responses thereto, and for the reasons expressed in the Opinion issued this date;

IT IS HEREBY ORDERED that the motion of Defendants' to dismiss is **GRANTED**. Count I of the Complaint, and Plaintiffs' requests for attorney's fees are dismissed **WITH PREJUDICE**. Count V and Plaintiffs' requests for medical monitoring are dismissed

WITHOUT PREJUDICE. Plaintiffs may request leave to amend their complaint within 14 days from the date of this Order.

Dated: 10/4/2013

/s/ Robert B. Kugler
ROBERT B. KUGLER
United States District Judge